

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
MIDDLE DIVISION

**CESAR PEREZ MORALES,**

Petitioner,

**V.**

**MICHAEL CHERTOFF, Secretary,  
Dep't. of Homeland Security, et al.,**

Respondents.

Civil Action Number

**4:05-cv-00921-UWC-JEO**

# MEMORANDUM OPINION

The petitioner, Cesar Perez Morales, has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. He seeks repatriation to Cuba or release pending that repatriation.

On July 20, 2005, the respondents filed a motion to dismiss this action as moot premised upon the petitioner's release on an order of supervision. Therefore, the respondents assert that there is no longer a case or controversy between the parties. The petitioner has filed nothing in opposition to the motion to dismiss.

The court agrees with the respondents. Accordingly, by separate order, this action will be dismissed.

Done this 19<sup>th</sup> day of August, 2005.

W. W. Benson

U.W. Clemon  
Chief United States District Judge